



State of New Jersey
Department of Environmental Protection and Energy
Division of Responsible Party Site Remediation
CN 028
Trenton, NJ 08625-0028

Scott A. Weiner
Commissioner

Karl J. Delaney
Director

CERTIFIED MAIL
RETURN RECEIPT REQUESTED
NO. P 642 608 904

16 SEP 1992

Cristopher Anderson
Director of Environmental Affairs
L. E. Carpenter & Company
1301 East Ninth Street
Suite 3600
Cleveland, OH 44144

Re: L. E. Carpenter Site
Wharton Borough, Morris County
Wetlands Survey

The New Jersey Department of Environmental Protection and Energy (Department or NJDEPE) received comments from the USEPA regarding the Wetlands Survey (Survey) submitted as part of the Final Supplemental Remedial Investigation. Since the revised copy of the Final Supplemental Remedial Investigation (RI) is to be submitted on during the week of September 14, 1992, these comments can not be incorporated in the document. However, L. E. Carpenter must file for a Letter of Interpretation and/or needs to apply for a General Permit #4, as required by the Freshwater Wetlands Protection Act Rules (N.J.A.C 7:7A). The following comments must be addressed:

I. Alternative 3 - Closure, page 20, paragraph 3

The Survey discusses the possibility of sedimentation entering the wetlands. However the possibility exists that the active ground water recovery system will disturb the water level or water table in the wetland area. Water level disturbances are considered a regulated activity pursuant to NJAC 7:7A-2.3.

II. Soils, page 9, paragraph 2

Note that L. E. Carpenter may need to consider all Wetlands disturbances due to past and future remediation activities as compared to remedial activities which have and will occur after the date of the Survey.



III. Palustrine Forested Wetlands (PFO1), page 10

A sparse herb layer was identified in the PFO1 area of the wetlands. However, the survey was performed in the fall months and the herb layers, which may be lush during warmer months, may be misrepresented. Therefore, a statement noting that the time the survey was performed may limit the quality of the stratum which was found must be included.

IV. APPENDIX A, Wetland Data Sheets

If available, additional data sheets must be provided. If these are the only sampling points where information is recorded, justify why more samples were not taken.

V. General Questions

- A. What is the acreage of the mapped wetlands? A map showing the acreage must be provided.
- B. What acreage and types of wetlands may be capped/excavated?
What will be the impacts of a ground water remedy on the wetlands?
What mitigation will be performed to compensate for impacts?

L. E. Carpenter may not be able to address the part(B.) of the General Questions at this time. However, as the FS is developed and when the Letter of Interpretation (LOI) is applied for, these questions must be addressed.

Since the Wetlands Survey be submitted as a separate document, references in the RI will need to be changed. For example references such as the following sentence on page 3-4 will need to be deleted;

"The complete Wetlands Assessment Report is contained in Appendix C of this report."

A copy of the Freshwater Wetlands Protection Act Rules (NJAC 7:7A), guidance on how to apply for a LOI (also specified in NJAC 7:7A-8), a General Permit #4 (GP #4) application (which may be needed) and a fee schedule have been sent to WESTON. Note that the requirements for the LOI specify the need to have clear maps which visibly flag boundaries, structures. Therefore, all maps which may not be of such caliber must be revised. Finally, the LOI must be obtained before the Record of Decision is signed, therefore, I urge you to request a LOI, Regulatory line verification as soon as possible.

Wetlands Assessment

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Should you have any questions or comments, please call me at (609) 633-1455. Thank you for your continuing cooperation.

Sincerely,

A handwritten signature in cursive script that reads "Christina Purcell".

Christina H. Purcell, Case Manager
Bureau of Federal Case Management

cc: Martin O'Neill, Roy F. Weston, Inc., w/ enc.
John Prendergast, BEERA
George Blyskun, BGWPA
Jonathan Josephs, USEPA